

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Revocation of the License	)	NO. CR 2009-00341
to Conduct Gambling Activities of:	)	
	)	
Sage Lee,	)	<b>NOTICE OF ADMINISTRATIVE</b>
Seattle, Washington	)	<b>CHARGES AND OPPORTUNITY</b>
	)	<b>FOR AN ADJUDICATIVE</b>
	)	<b>PROCEEDING</b>
Licensee.	)	
_____	)	

I.

The Washington State Gambling Commission issued Sage Lee the following license:

Number 68-24884, Authorizing Card Room Employee Activity with Royal Casino in Everett.

The license expires on July 13, 2009, and was issued subject to the licensee's compliance with state gambling laws and rules.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violations of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

- 1) In September 2008, the licensee was charged with Assault in the second degree. In December 2008, the charge was amended to Assault in the third degree.
- 2) On January 8, 2009, the licensee pled guilty to Assault in the third degree, a felony and a crime involving physical harm to an individual.
- 3) In his Statement of Defendant on Plea of Guilty for his Assault in the third degree charge, the licensee wrote, " I willfully assaulted Jason Merry in King County on 7/25/07 and with criminal negligence caused him bodily harm accompanied by substantial pain that extended for a period sufficient to cause him considerable suffering."
- 4) On February 9, 2009, the licensee was sentenced to 12 months community custody, 30 days confinement, community service, and no contact with the victim for 5 years.
- 5) This conviction establishes that the licensee has failed to establish by clear and convincing evidence the necessary qualifications for licensure under RCW 9.46.153(1). Therefore, under RCW 9.46.075(1), (4), and (8) and WAC 230-03-085(1), (2), and (5), grounds exist to revoke Sage Lee's license.

**RCW 9.46.075 Suspending or revoking license or permit**

The Commission may deny an application, or suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein,

The following subsection(s) apply:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control.

(4) Has been convicted of, or forfeited bond upon a charge of, or pleaded guilty to, forgery, larceny, extortion, conspiracy to defraud, willful failure to make required payments or reports to a governmental agency at any level, or filing false reports therewith, or of any similar offense or offenses, or of bribing or otherwise unlawfully influencing a public official or employee of any state or the United States, or of any crime, whether a felony or misdemeanor involving any gambling activity or physical harm to individuals or involving moral turpitude.

(8) Fails to prove, by clear and convincing evidence, that he is qualified in accordance with the provisions of this chapter.

**WAC 230-03-085 Suspending or revoking license or permit**

We may deny, suspend, or revoke any application, license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization,

The following subsection(s) apply:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(2) Has been convicted of, or forfeited bond on a charge of, or pleaded guilty to a misdemeanor or felony crime involving physical harm to individuals. "Physical harm to individuals" includes any form of criminal assault, any crime involving a threat of physical harm against another person, or any crime involving an intention to inflict physical harm on another person.

(5) Is serving a period of probation or community supervision imposed as a sentence for any juvenile, misdemeanor, or felony criminal offense, whether or not the offense is covered under RCW 9.46.075(4).

**RCW 9.46.153 Applicants and licensees-Responsibilities and duties**

The following subsection(s) apply:

(1) It shall be the affirmative responsibility of each applicant and licensee to establish by clear and convincing evidence the necessary qualifications for licensure of each person required to be qualified under this chapter, as well as the qualifications of the facility in which the licensed activity will be conducted.

Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

**In order to have a hearing or discuss settlement options**, the enclosed REQUEST FOR HEARING must be COMPLETED AND RETURNED to the Gambling Commission *within 23 days* from the date of the mailing of this notice.

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF THURSTON )

RICK DAY, DIRECTOR

My commission expires on June 15, 2007

